

at FAR 52.211-6, Brand Name or Equal, satisfies this requirement.

[56 FR 36326, July 31, 1991, as amended at 63 FR 11528, Mar. 9, 1998; 64 FR 55633, Oct. 14, 1999; 69 FR 65090, Nov. 10, 2004]

**214.209 Cancellation of invitations before opening.**

If an invitation for bids allowed fewer than 30 days for receipt of offers, and resulted in only one offer, the contracting officer shall cancel and resolicit, allowing an additional period of at least 30 days for receipt of offers, as provided in 215.371.

[77 FR 39138, June 29, 2012]

**Subpart 214.4—Opening of Bids and Award of Contract**

**214.404 Rejection of bids.**

**214.404-1 Cancellation of invitations after opening.**

(1) The contracting officer shall make the written determinations required by FAR 14.404-1(c) and (e)(1).

(2) If only one offer is received, follow the procedures at 215.371 in lieu of the procedures at FAR 14.404-1(f).

[77 FR 39138, June 29, 2012]

**214.407 Mistakes in bids.**

**214.407-3 Other mistakes disclosed before award.**

(e) Authority for making a determination under FAR 14.407-3(a), (b) and (d) is delegated for the defense agencies, without power of redelegation, as follows:

(i) Defense Advanced Research Projects Agency: General Counsel, DARPA.

(ii) Defense Information Systems Agency: General Counsel, DISA.

(iii) Defense Intelligence Agency: Principal Assistant for Acquisition.

(iv) Defense Logistics Agency:  
(A) General Counsel, DLA; and  
(B) Associate General Counsel, DLA.

(v) National Geospatial-Intelligence Agency: General Counsel, NGA.

(vi) Defense Threat Reduction Agency: General Counsel, DTRA.

(vii) National Security Agency: Director of Procurement, NSA.

(viii) Missile Defense Agency: General Counsel, MDA.

(ix) Defense Contract Management Agency: General Counsel, DCMA.

[57 FR 42629, Sept. 15, 1992, as amended at 59 FR 27669, May 27, 1994; 61 FR 50452, Sept. 26, 1996. Redesignated and amended at 62 FR 34122, June 24, 1997; 64 FR 51076, Sept. 21, 1999; 68 FR 7439, Feb. 14, 2003; 69 FR 65090, Nov. 10, 2004; 74 FR 42780, Aug. 25, 2009]

**214.408 Award.**

**214.408-1 General.**

(b) For acquisitions that exceed the simplified acquisition threshold, if only one offer is received, follow the procedures at 215.371.

[77 FR 39138, June 29, 2012]

**PART 215—CONTRACTING BY NEGOTIATION**

**Subpart 215.2—Solicitation and Receipt of Proposals and Information**

Sec.

215.203-70 Requests for proposals—tiered evaluation of offers.

215.209 Solicitation provisions and contract clauses.

215.270 Peer Reviews.

**Subpart 215.3—Source Selection**

215.300 Scope of subpart.

215.303 Responsibilities.

215.304 Evaluation factors and significant subfactors.

215.305 Proposal evaluation.

215.306 Exchanges with offerors after receipt of proposals.

215.370 Evaluation factor for employing or subcontracting with members of the Selected Reserve.

215.370-1 Definition.

215.370-2 Evaluation factor.

215.370-3 Solicitation provision and contract clause.

215.371 Only one offer.

215.371-1 Policy.

215.371-2 Promote competition.

215.371-3 Fair and reasonable price.

215.371-4 Exceptions.

215.371-5 Waiver.

**Subpart 215.4—Contract Pricing**

215.402 Pricing policy.

215.403 Obtaining certified cost or pricing data.

215.403-1 Prohibition on obtaining certified cost or pricing data (10 U.S.C. 2306a and 41 U.S.C. chapter 35).